

**PRINT in BLACK ink**

Enter the name of the county in which you are filing this case.

**STATE OF WISCONSIN, CIRCUIT COURT,**

*For Official Use*

**COUNTY**

Enter your name (you are the **petitioner**).

In re the marriage of:

**Petitioner:**

First name Middle name Last name

Address

Address

City State Zip

Enter your address.

On the far right, check divorce or legal separation.

Enter your spouse's name (your spouse is the **respondent**).

**Respondent:**

First name Middle name Last name

Address

Address

City State Zip

Enter your spouse's address.

**Note:** Leave case number blank; the clerk will add this.

**Petition**  
Without Minor Children

☐ **Divorce-40101**  
☐ **Legal Separation-40201**

Case No. \_\_\_\_\_

**I am the petitioner in this action.**

Enter your date of birth [month, day, year], social security number, and occupation.

Check yes or no.

Check yes or no.

Check yes or no.

**A. I am providing the following information about myself:**

1. Date of birth \_\_\_\_\_
2. Social security number \_\_\_\_\_
3. Occupation \_\_\_\_\_
4. Immediately before filing this petition, I will have lived in this county for 30 days or more.  
☐ **Yes** ☐ **No**
5. Immediately before filing this petition, I will have lived in the state of Wisconsin for 6 months or more.  
☐ **Yes** ☐ **No**
6. I am currently on active duty as a member of the Armed Forces of the United States of America or its allies.  
☐ **Yes** ☐ **No**

Enter your spouse's date of birth [month, day, year], social security number, and occupation.

Check yes or no.

Check yes or no.

Check yes or no.

**B. I am providing the following information about the respondent, my spouse:**

1. Date of birth \_\_\_\_\_
2. Social security number \_\_\_\_\_
3. Occupation \_\_\_\_\_
4. Immediately before filing this petition, the respondent will have lived in this county for 30 days or more.  
☐ **Yes** ☐ **No**
5. Immediately before filing this petition, the respondent will have lived in the state of Wisconsin for 6 months or more.  
☐ **Yes** ☐ **No**
6. The respondent is currently on active duty as a member of the Armed Forces of the United States of America or its allies.  
☐ **Yes** ☐ **No**

**C. I am providing the following marriage information:**

Enter the date [month, day, year], city, and state in which you were married.

Check divorce or legal separation. If legal separation, explain why you are filing for a legal separation and not a divorce.

Check yes or no.

If no, check yes or no.

If yes, identify the county, state and case number of the pending filing. If you do not know, write "unknown" in the blank.

Check yes or no. If no, respond to 5a-5d with information about your most recent previous marriage.

If you had an additional previous marriage, respond to 5e-5h.

Check yes or no. If no, respond to 6a-6d with information about your spouse's most recent previous marriage, if known.

If your spouse had an additional previous marriage, respond to 6e-6h.

1. My spouse and I were married on (date) \_\_\_\_\_.

2. We were married in (city) \_\_\_\_\_ (state) \_\_\_\_\_.

3. I am filing for:

☐ **Divorce:** This marriage is irretrievably broken.

☐ **Legal Separation:** This marriage is broken and the reason I am requesting a legal separation and not a divorce is: \_\_\_\_\_

4. **Previous Actions:**

This is the first time that either my spouse or I have filed for divorce or legal separation from each other in Wisconsin or in any other state.

☐ **Yes**

☐ **No**, and one of those actions is currently pending in Wisconsin or another state.

☐ **Yes** ☐ **No**

County \_\_\_\_\_ State \_\_\_\_\_

Case number \_\_\_\_\_

5. This is my first marriage.

☐ **Yes** ☐ **No**

a. I was previously married to \_\_\_\_\_

b. The marriage was terminated by ☐ **divorce.** ☐ **death.**

c. Date of the divorce or death: \_\_\_\_\_

d. The divorce was granted in:

Name of court: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_

e. I was also previously married to \_\_\_\_\_

f. The marriage was terminated by ☐ **divorce.** ☐ **death.**

g. Date of the divorce or death: \_\_\_\_\_

h. The divorce was granted in:

Name of court: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_

*If you had more than 2 previous marriages, repeat 5e-5h on an additional sheet.*

6. This is my spouse's first marriage.

☐ **Yes** ☐ **No**

a. My spouse was previously married to \_\_\_\_\_

b. The marriage was terminated by ☐ **divorce.** ☐ **death.**

c. Date of the divorce or death: \_\_\_\_\_

d. The divorce was granted in:

Name of court: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_

e. My spouse was also previously married to \_\_\_\_\_

f. The marriage was terminated by ☐ **divorce.** ☐ **death.**

g. Date of the divorce or death: \_\_\_\_\_

h. The divorce was granted in:

Name of court: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_

*If your spouse had more than 2 previous marriages, repeat 6e-6h on an additional sheet.*

Check a or b. If b, write the names, dates of birth, and social security numbers of all **adult** children born to the wife during the marriage.

Check is or is not.

Check yes or no. If yes, attach a copy of the written agreement.

If you are requesting maintenance (spousal support) at this time, check yes. If not, check no.

Sign and print your name.

Enter the date on which you signed your name.

**Note:** This document does not need to be Notarized.

**D. I am providing the following information regarding children:**

1. a. ☐ No children were born to or adopted together by me and my spouse before or during our marriage.  
b. ☐ All children, who are currently age 18 or older, born to the wife during the marriage include:

**Name of child**

**Date of birth**

**Social security number**


2. To the best of my knowledge, the wife in this marriage:  
☐ **is**      ☐ **is not**      currently pregnant.
3. My spouse and I have made written agreements or received orders from the court about some or all of the matters in this action such as maintenance (spousal support) or property division.  
☐ **Yes**      ☐ **No**

*If yes, I have attached a copy of the written agreement to this Petition.*

**I ask that the court:**

1. Grant a judgment as requested.
2. Enter an order granting maintenance.  
☐ **Yes**      ☐ **No**
3. Enter other orders as it deems just and equitable.

**ACTS PROHIBITED BY STATUTE**

In accordance with sec. 767.087 Wis. Stats., neither the petitioner nor the respondent to this divorce or legal separation action can participate in any of the following activities while this action is pending:

1. Harassing, intimidating, physically abusing or imposing any restraint on the personal liberty of the other party or a minor child of either of the parties.
2. Encumbering, concealing, damaging, destroying, transferring, or in any other way disposing of property owned by either or both of the parties, without the consent of the other party or an order of the court or the Family Court Commissioner, except in the usual course of business, in order to secure necessities or in order to pay reasonable costs and expenses of the action, including attorney fees.

**A VIOLATION OF THE ABOVE PROHIBITIONS MAY RESULT IN PUNISHMENT FOR CONTEMPT, WHICH MAY INCLUDE MONETARY PENALTIES, IMPRISONMENT, AND OTHER SANCTIONS AS PROVIDED FOR IN SEC. 785.04 WIS. STATS.**

These PROHIBITIONS apply until the action is dismissed, a final judgment in the action is entered, or the court orders otherwise.

Signature

Print or Type Name

Date